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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Gross et al.

Application No: 09/932,210

Filed: August 17, 2001

For: *Optical Probes and Methods for  
Spectral Analysis*

Examiner: Unassigned

Art Unit: 2877

Attorney Document No.: TXY-008.01  
(22254-008.01)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to Commissioner for Patents, Washington, D.C. 20231 on: July 3, 2002.

*Kristen Willett*  
Kristen Willett

Commissioner for Patents  
Washington, DC 20231

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR 1.97 (b)(3)**

Commissioner for Patents  
Washington, DC 20231

Sir:

In compliance with the requirements of 37 C.F.R. 1.56 and 1.97(b)(3), submitted herewith on Form PTO-1449 is a list of publications known to Applicants and their Attorney/Agent. A copy of each publicly available document is also being submitted herewith. Applicants respectfully request that the Examiner consider the listed publications and indicate they were considered by making appropriate notations on the attached Form 1449.

Applicants have listed dates of publication on the attached PTO-1449 for the cited documents based on information presently available to the undersigned. However, the listed publication dates should not be construed that the information in the cited documents was actually published or otherwise publicly available on the date indicated.

This submission does not represent that a search has been made or that no better art exists. Nor does it constitute an admission that the cited documents are material or constitute

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“prior art.” If the Examiner applies the listed documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute “prior art” under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the referenced documents be applied against the claims of the present application.

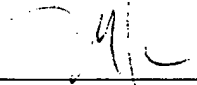
Under 37 C.F.R. § 1.97 (b)(3), this Information Disclosure Statement is being filed before the mailing date of the first Office Action on the merits; therefore, no fee is believed to be due in connection with this submission. However, the Commissioner is authorized to charge any deficiencies or credit any overpayment to/from our **Deposit Order Account, No. 06-1448**.

Should there be any questions after reviewing this paper, the Examiner is invited to contact the undersigned at (617) 832-1770.

Date: July 3, 2002

**Customer No.: 25181**  
Patent Group  
Foley Hoag LLP  
155 Seaport Boulevard  
Boston, MA 02210-2600  
Phone: (617) 832-1000  
Fax: (617) 832-7000

Respectfully Submitted,

  
\_\_\_\_\_  
Theresa C. Kavanaugh, Ph.D.  
Reg. No. 50,356  
Agent for Applicants